

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

www.uspto.gov

AR 0 4 2008

MICHAEL P. MORRIS BOEHRINGER INGELHEIM CORPORATION 900 RIDGEBURY RD P. O. BOX 368 RIDGEFIELD CT 06877-0368

In re Application of

Dieter Hochrainer et al

Application No. 10/669,576

Filed: September 24, 2003

Title: Dry Powder Inhaler

NOTICE OF WTHDRAWAL

FROM ISSUE

UNDER 37 C.F.R. 1.313(b)

The purpose of this communication is to inform you that the above-identified application is being withdrawn from issue after payment of the issue fee pursuant to 37 CFR 1.313(b)(3).

The application is being withdrawn to permit reopening of prosecution due to unpatentability of one or more claims. See 37 CFR 1.313(b)(3).

PTO records reveal that the issue has been paid. Applicant may request a refund upon written request. If, however, the application is again found allowable, the issue fee can be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due upon written request. This request and any balance due must be received on or before the due date noted in the new Notice of Allowance in order to prevent abandonment of the application.

Telephone inquiries should be directed to Justine Yu (571)272-4835.

The above-identified application is being forwarded to the examiner for prompt appropriate action, including notifying applicant of the new status of this application.

Frederick R. Schmidt, Director

Technology Center 3700

cal

Lake, Carol

From:

Yu, Justine

Sent:

Wednesday, February 27, 2008 7:28 PM

To:

Lake, Carol; Tsehaye, Rebecca

Cc:

Hughes, Tom; Baxter, Janet; Evans, Robin; Jimenez, Marc; Barrett, Thomas

Subject: Withdraw from issue 10/659,301 and 10/669,576

Hi Carol/Rebecca,

Can you please withdraw the following cases from issue? We have art to reject them.

10/659,301 - allowance was mailed 1/22/08; and

10/669,576.

Thanks, Justine